

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Mr. JUSTICE J.CHELAMESWAR

WRIT PETITION No. 7812 of 1994

Between:

S.Satyanarayana, S/o. Suryanarayana, aged 41 years,

Occ: Plant Chargeman (on leave), Visakha Coop.Dairy,
Ramabhadrapuram Milk Chilling Centre, Vizianagaram District.

..... PETITIONER

AND

- 1 General Manager, Visakha Coop.Dairy, Visakhapatnam.
- 2 The Managing Director, Dairy Dev.Coop.Federation, Lalapet, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ or Direction, preferably a Writ of Mandamus, declaring the impugned charge memo vide Proc.No. 3905-B1/85 dt.7.3.94 as illegal, arbitrary, capricious, against the principles of natural justice and without jurisdiction, and therefore void, ab initio, and pass such other and further orders.

Counsel for the Petitioner: MR.K.VINAYA KUMAR

Counsel for the Respondent No.1: Mr. D.V.S.SITHARAM MURTHY

Counsel for the Respondent No.2: Mr. P.B.VIJAYA KUMAR

The Court made the following:

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ORDER:

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The Writ Petition is filed with prayer as follows:

“...to issue appropriate writ or direction, preferably a Writ of Mandamus, declaring the impugned charge memo vide Proceedings No.3905-B1/85, dt.07.03.1994 as illegal, arbitrary, capricious against the principles of natural justice and without jurisdiction, and therefore, void, *ab initio* and pass such other and further orders.”

2. The respondents are the office bearers of the Cooperative Society. In spite of the repeated query from this Court, nothing is brought to the notice of this Court to demonstrate that the respondents are amenable to the writ jurisdiction of this Court.

3. In the circumstances, I do not see any reason to go into the merits of the case.

4. The Writ Petition is, accordingly, dismissed as not maintainable. No costs.

dsr/krk

ASSISTANT REGISTRAR

To:

1. The General Manager,
Visakha Cooperative Diary,

Visakhapatnam

2. The Managing Director,
Dairy Development Cooperation
Federation, Lalapet, Hyderabad

3. Two CD copies.